to the revenue might be practicable on the expiration of the 5 years after 1875-76.

22. As the period of 5 years has now expired a report may be called for from the Survey Commr. on the subject.

E. Thornton Esq
24/7/76

I observe from Para 9 of Map Grants letter enclosed in S. Commr letter of 17 Nov 1875 No 1793, that in the settlement of the South Khan, the right to cultivate cotton has been excluded, though such exception has been proposed to be held in the Chief Commr's No 20 of 8 Oct 1874 - to the terms of which he refers in Para 14 of the Map Grants settlement by general sanctions of the Chief Commr -

The settlement has been made for 5 years, which has now elapsed, it may I presume be renewed for a further term of 5 years, but before doing so, the Commr of the Division should obtain copies of the S. Commr's letter of 17 Nov 1874 above quoted and orders thereon, so that I may have been communicated, may I desire to report whether under the terms of that settlt, the

X June 1871

cultivation of coffee in the Kano has been extended so as to include the Standing Orders - ~~xxxxxxx~~ If such should prove to be the case, it may be necessary to prescribe the further cultivation of coffee in those Kano as contemplated in the Ordinance of 8 Oct 1906 or to renew the settlement for another period of 5 years, subject to the proviso that, in the event of the introduction of an acreage tax on coffee holdings, ~~xx~~ a land tax of the same rate which applies on all lands within the Kano so cultivated by Esq

Approved action to give accordingly

WMS

29-7-16

Draftsman

31-7-16

Memo: No 806

The Commr of Nagar was accordingly requested to report whether under the terms of the settlement made by Major Grant in 1877 the cultivation of coffee in the Kano had been extended so

of 2-12-74 disproving of
Mr. Grants settlement of
the Khans appears to
Mr. Cunningham to
reverse that part of the
Ch: Commrs. Notification
above quoted which forbids
Khan cultivators to cut
any timber in their Khans.
This order, Mr. Cunningham
states, has never been com-
municated to the Amildar
and that as already stated
the Ch: Commrs. Notification
No 201 has up to the present
ruled the tenure on which
Khans are held. He therefore
requests to be informed
whether it should continue
to do so, as it has lately been
brought to his notice that
timber has been cut in
a certain Khan in

Sonb talak, & it will not be expedient to proceed against the holder of the Khan - supposing he is the man who had the timber cut - if there is uncertainty on the question of his criminal liability. —

4. With reference to the above the Commr: states that from para 1 of the Ch: Commr's Proceedings No 1743/49 dy 5-7-73 and Notification No 201 of 8th Octr/74, it is clear that the Khan holders are not allowed the right of felling any description of wood in their Khans; but that the doubt on the point has however arisen from para 1 of the C. Commr's

Proceedings No 6448/410 of 2nd Dec/74, which conveys approval of the terms on which the settlement was made in Major Grants' letter No 212 of the 16th Jany/71, one of these terms being "that the Kikuyu occupiers may cut timber except the reserved kinds". He therefore solicits orders on the point.

5. The Commr takes this opportunity of observing that as the Settlement of Kikuyu appears to have been made only for 5 years and as that term has expired on the 31st March/76, it seems necessary that the Survey Dept should receive

early instructions to revise
the settlement.-

6. I beg to state that Draft - Erotic
Major Grants' Settlement
Report which is dated 14th
June/71 was forwarded
to this Office by the Survey
Commr in November/74,
long prior to which the
privilege of cutting timber
by Khan holders had been
withdrawn by Ch: Commrs
Proceedings No 1743/49 dy 5-7-73
and Notification No 201
of 8th Octr/74. In re-
viewing Major Grants'
Report subsequently, the
withdrawal of the privilege
already ordered was not
noticed, but the settlement
was generally approved.
The Commr of Nagar may
be informed that it was

Abschrift

ordnungsgemäß

28. 2 71

First Notification No 201 dated 8th October 1874 Vide
M. G Pagar 258 Part I of October 1874
"Defining the Forest rights of occupiers
in the Kans of Sorab and other Taluks" ——

1— The right of tapping toddy trees subject to the Abkari Rules, and of cultivating pepper, as also of collecting gum and honey, and all jungle produce is conceded to the holder of the Kan, who may further collect leaves for manure (Soppu) and fell underwood to the extent absolutely necessary for securing the growth of the pepper vines —

2— But the Kan holder has no right to fell any timber whatever, nor any right whatever over the timber trees growing in the Kan — If the holder is found cutting or injuring timber trees in any way, the terms of his tenure of the Kan will be considered to have been broken, and the Kan will be at once resumed, while he will be further liable to punishment for breach of the Forest Rules ——

No 891/62 of 5th May 1874

15. A question having in the meantime arisen as to whether the Forest Department could fell trees in the Khans for the purpose of providing wood suited to making Lucar presses, which were greatly wanted by Ryots in Nagar, the Chief Commissioner observed that the Forest Department was quite competent to fell selected trees therefor in the Khans, due care being taken to avoid injury to the Khans themselves or the operations of the holders thereof. The Chief Commissioner further directed that the Forest Departt. should systematically fell occasionally in the Khans to prevent any question hereafter as to the Government right on this point, but that such operations should of course be carried out very carefully.

No

16. No further correspondence seems to have taken place since, bearing on the subject of Forest rights in Khans and the Notification quoted in para 14 above is in force.

17. In connection with the proposal to substitute an acreage for the present Halut on Coffee, a question has arisen as to how the measure can be applied to Khan Christ lands.

It will be seen from para 12 above and the Notification quoted therein that the cultivation of Coffee in Khans has been prohibited. If this be strictly enforced there is no necessity for the measure. With reference to the produce of the trees which have already been planted, the Government may either forego the revenue now derived from Halut or require the Khan holders to pay the Halut only upon

the

(General Serial No. 31.)

From 1875

To The Conservator of Forests.

Dated 17th May 1875.

Despatched

Received

General No. 1876

No. 41

Enclosures—Number.

Communicates the orders of the Government of India letter No 38 dated 3rd March 1875 relative to the manner in which rights and privileges in demarcated and other Forests should be accorded.

This Original with India letter sent to the Accts Office being invited for ref.